IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 982 OF 2004

Cewat India Processors and anr. ... Petitioners

Vs.

Mumbai Municipal Corporation of Gr. Mumbai. ... Respondents

Ms. B. D'souza i/by C.J. Abhyankar for Petitioner.

Mrs. P.A. Purandhare for Respondents.

CORAM: F.I. REBELLO &
MRS.V.K.TAHILRAMANI,JJ.
DATE : 19TH JUNE, 2006

P.C.:

. The present petition has been directed against the demand made by the Respondent corporation from the Petitioner in respect of sewerage taxes from 16.3.2001 to 16.3.2003. On behalf of the Corporation, their learned counsel makes a statement that the water supply was disconnected from 16.3.2001 and restored on 15.1.2003. Our attention has been invited to Clause 7.3 of the Water Charge Rules. That provides that if the water supply is disconnected, the sewerage tax as prescribed will be payable. In other words, for the period of disconnection, untill restoration, the Petitioner will be liable to pay sewerage tax as also water tax but not water charges. After restoration, from

16.1.2003 they would not be charging sewerage tax but will be charging sewerage charges and accordingly the bills will be amended. Statement made on behalf of the Corporation accepted. Petition disposed of in terms of the statement made.

(F.I.REBELLO, J.)

(MRS.V.K.TAHILRAMANI,J.)